

# **Metropolitan Water Reclamation District of Greater Chicago**

100 East Erie Street  
Chicago, IL 60611



## **Regular Board Meeting Minutes**

**Thursday, September 16, 2010**

**10:00 AM**

**Board Room**

### **Board of Commissioners**

*Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance  
Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen  
Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore,  
Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien*

#### **THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:**

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

## Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:00 a.m.

## Roll Call

**Present:** 8 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Mariyana T. Spyropoulos; and Terrence J. O'Brien

**Absent:** 1 - Debra Shore

## Approval of Previous Board Meeting Minutes

A motion was made by Gloria Alitto Majewski, seconded by Patricia Horton, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

## Recess and Reconvene as Committee on the Whole

A motion was made by Gloria Alitto Majewski, seconded by Patricia Horton, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

## Recess and Reconvene as Board of Commissioners

At 12:55 p.m. President O'Brien reconvened the regular board meeting to order

## Finance Committee

### Report

- 1     [10-1037](#)     Report on Cash Disbursements for the Month of July 2010, in the amount of \$45,611,278.14

Attachments:     [10-1037 attachment July 2010 Disbursement Report](#)

Published and Filed

- 2     [10-1069](#)     Report on investments purchased during August 2010

Attachments:     [Inv Purch 2010-08 att.pdf](#)

Published and Filed

- 3      [10-1070](#)      Report on the investment interest income during August 2010

**Attachments:**      [Inv Int Inc 2010-08 att.pdf](#)

Published and Filed

## Procurement Committee

### Authority to Advertise

- 4      [10-1054](#)      Authority to Advertise Contract 11-100-11 to Furnish and Deliver Radiochemical Analyses of Water, Wastewater, Sludge and Biosolids Samples, estimated cost \$165,712.00, Account 101-16000-612490, Requisition 1304049

**Approved**

- 5      [10-1055](#)      Authority to advertise Contract 10-626-11 Miscellaneous Repairs and/or Replacement of Doors in the Stickney Service Area, estimated cost \$180,000.00, Account 101-69000-612680, Requisition 1309200.

**Approved**

- 6      [10-1056](#)      Authority to advertise Contract 10-053-11 Furnish and Deliver Lamps to Various Locations for a One (1) Year Period, estimated cost \$50,000.00, Account 101-20000-623070

**Approved**

### Issue Purchase Order

- 7      [10-1040](#)      Issue purchase order to Risk Management Resources, Inc. for Furnishing Excess Marine Liability Insurance Coverage for District Marine Vessels in an amount not to exceed \$15,250.00, Account 101-30000-612290, Requisition 1309178

**Approved**

- 8      [10-1043](#)      Issue purchase order and enter into an agreement for Contract 10-RFP-06, On-Site Training Services: Human Resources Internal Consulting Skills Training, with Lake Forest Graduate School of Management in an amount not to exceed \$14,775.00, Account 101-25000-601170, Requisition 1309922 Administration (*Deferred from the August 12, 2010 and the September 2, 2010 Board Meetings*)

**Deleted by the Executive Director**

- 9      [10-1044](#)      Issue purchase order and enter into an agreement with the Illinois Institute of Technology, for Assessment of the Effect of Wet Weather Flows on Effluent Quality at the Kirie Water Reclamation Plant under the Master Agreement, in an amount not to exceed \$58,396.00, Account 101-16000-601170, Requisition 1310292

**Approved**

- 10      [10-1047](#)      Issue purchase orders and enter into agreements for Contract 10-RFP-05, Multi-Project Training Services: Group A with RJ Reliance, Inc. in an amount not to exceed \$7,500.00; Group B with Writing at Work, Inc. in an amount not to exceed \$7,000.00; Group C and Group E with Management Resource Services, Inc. in an amount not to exceed \$52,000.00; and Group D with Lake Forest Graduate School of Management in an amount not to exceed \$24,500.00; Accounts 101-25000-601100 and 101-25000-601170, Requisitions 1309923, 1309924, 1309925, 1309926 and 1309927 *(Deferred from the August 12, 2010 and the September 2, 2010 Board Meetings)*

**Deleted by the Executive Director**

#### **Award Contract**

- 11      [10-1057](#)      Authority to award Contract 10-616-11, Switchgear Maintenance and Repair at Various Service Areas, to Magnetech Industrial Services, Inc., in an amount not to exceed \$255,000.00, Accounts 101-67000, 68000, 69000-612600 and 612650, Requisitions 1295019, 1299681, and 1302107

**Approved**

- 12      [10-1066](#)      Authority to award Contract 10-049-11, Furnish and Deliver Work Gloves to Various Locations, for a One (1) Year Period, Groups A and B to Fairmont Supply Company in an amount not to exceed \$24,972.72 and Groups C and D to Saf-T-Gard International, Inc., in an amount not to exceed \$51,453.60, Account 101-20000-623700

**Approved**

#### **Increase Purchase Order/Change Order**

- 13      [10-1046](#)      Authority to increase purchase order and amend the agreement with Deutsch, Levy & Engel, LLC for legal services in representing the District in an environmental remediation action against Nicor/ComEd for District property at Oakton Street and McCormick Boulevard in Skokie, Illinois, in an amount of \$85,000.00, from an amount of \$426,380.34, to an amount not to exceed \$511,380.34, Account 101-30000-601170, Purchase Order A84545

**Attachments:**      [09-16-10\\_DLE.pdf](#)

**Approved**

- 14      [10-1048](#)      Authority to increase Contract 01-103-2S (REBID), 39th Street Conduit Rehabilitation Phase 1 - Bypass Tunnel, Stickney Service Area, to Kenny/Shea, A Joint Venture, in an amount of \$196,792.00, from an amount of \$146,766,824.57, to an amount not to exceed \$146,963,616.57, Account 401-50000-645600, Purchase Order 5000962
- Attachments:**      [CO 01-103-2S](#)
- Approved**
- 15      [10-1049](#)      Authority to increase Contract 93-232-2M Hydraulic Improvements at the Calumet Water Reclamation Plant, to IHC Construction/FHP Tectonics, Joint Venture, in an amount of \$11,783.20, from an amount of \$122,829,521.96, to an amount not to exceed \$122,841,305.16, Accounts 401-50000-645650 and 645750, Purchase Order 5000623
- Attachments:**      [CO 93-232-2M](#)
- Approved**
- 16      [10-1050](#)      Authority to increase Contract 06-218-3M (Re-Bid) Blower Nos. 9 & 10 and Air Main Installation at the Calumet Water Reclamation Plant, to Meccon Industrial, Inc., in an amount of \$12,709.00, from an amount of \$16,108,212.00, to an amount not to exceed \$16,120,921.00, Accounts 101-50000-612650, 401-50000-645650, and 645750, Purchase Order 5001024
- Attachments:**      [CO 06-218-3M](#)
- Approved**
- 17      [10-1058](#)      Authority to increase Contract 04-125-3S (Re-Bid), Upper Des Plaines Pumping Station Rehabilitation and TARP Connection, Stickney Service Area, to F.H. Paschen/S.N. Nielsen and Associates LLC, in an amount of \$50,909.24, from an amount of \$8,940,547.66, to an amount not to exceed \$8,991,456.90, Accounts 401-50000-645600 and 645700, Purchase Order 5000812
- Attachments:**      [CO 04-125-3S](#)
- Approved**
- 18      [10-1059](#)      Authority to increase Contract 10-625-11, Diving Services at Various Locations, to Veolia ES Special Services, Inc., in an amount of \$12,000.00, from an amount of \$95,000.00, to an amount not to exceed \$107,000.00, Account 101-66000-612490, Purchase Order 5001109
- Approved**

- 19      [10-1061](#)      Authority to increase purchase order to Flow-Technics, Inc., to Furnish and Deliver Allis-Chalmers, ITT Goulds and Netzsch Replacement Pump Parts to the North Side, Egan, and Stickney Water Reclamation Plants, in an amount of \$71,104.00, from an amount of \$985,800.00 to an amount not to exceed \$1,056,904.00. Accounts 101-67000-612600/623270/634650, Purchase Order 3061226

**Attachments:**      [Flow-Technics 3061226-227 PO HISTORY.PDF](#)

**Approved**

- 20      [10-1062](#)      Authority to increase Contract 07-817-11, Services to Maintain Air Compressors and Air Dryers in the Calumet Water Reclamation Plant Area, to Independent Mechanical Industries, Inc., in an amount of \$10,000.00, from an amount of \$79,631.20, to an amount not to exceed \$89,631.20, Account 101-68000-612650, Purchase Order 5000766

**Attachments:**      [07-817-11 PO HISTORY.pdf](#)

**Approved**

- 21      [10-1064](#)      Authority to decrease Contract 04-201-4F, Tollway Dam, Grout Curtain and Quarry Plugs, Thornton Composite Reservoir, Calumet Service Area, to F.H. Paschen, S.N. Nielsen and Associates LLC, and Cabo Construction Corporation, Joint Venture, in an amount of \$137,281.00, from an amount of \$69,489,705.34 to an amount not to exceed \$69,352,424.34 , Account 401-50000-645620, Purchase Order 5001105

**Attachments:**      [CO 04-201-4F](#)

**Approved**

- 22      [10-1065](#)      Authority to increase Contract 08-691-11, Group A, Services for Beneficial Reuse of Biosolids from the Stickney Service Area, to Stewart Spreading, Inc., in an amount of \$169,855.42, from an amount of \$9,900,000.00, to an amount not to exceed \$10,069,855.42, Account 101-66000-612520, Purchase Order 5000869

**Attachments:**      [08-691-11, Group A, Increase \\$169855.42 for 09-16-10 Board Mtg.pdf](#)

**Approved**

- 23      [10-1074](#)      Authority to increase Contract 07-220-3P Primary Settling Tanks and Grit Removal Facilities, Calumet Water Reclamation Plant, to F.H. Paschen/S.N. Nielsen/IHC Construction Joint Venture, in an amount of \$36,921.77, from an amount of \$231,217,166.05, to an amount not to exceed \$231,254,087.82, Account 401-50000-645650, Purchase Order 5000954

**Attachments:**      [CO 07-220-3P](#)

**Approved**

- 24      [10-1076](#)      Authority to increase purchase order and amend the agreement for Contract 09-RFP-11, Provide SAP RPM Consulting and Configuration Services, with ProSoft Technology Group Inc., in an amount of \$126,000.00, from an amount of \$298,000.00 to an amount not to exceed \$424,000.00, Account 101-27000-601170, Purchase Order 3060018
- Deferred by Mariyana T. Spyropoulos

## Budget & Employment Committee

### Authorization

- 25      [10-1075](#)      Authority to transfer 2010 departmental appropriations in the amount of \$568,600.00 in the Corporate Fund
- Attachments:      [10-1075 Board Transfer BF5](#)
- Approved

## Engineering Committee

### Report

- 26      [10-1053](#)      Report on change orders authorized and approved by the Director of Engineering during the month of August 2010
- Attachments:      [CO Report](#)
- Published and Filed

## Judiciary Committee

### Authorization

- 27      [10-1045](#)      Authority to settle the Workers' Compensation Claim of Thomas Collins vs. MWRDGC, Case No. 10 WC 01222, Illinois Workers' Compensation Commission, in the sum of \$30,012.00. Account 901-30000-601090
- Approved

## Pension, Human Resources & Civil Service Committee

### Authorization

- 28      [10-1039](#)      Change Health Care Benefits for Non-Represented Employees and Retirees

**Attachments:**      [Health Attachments 9-16-10.pdf](#)

**Deleted by the Executive Director**

- 29      [10-1067](#)      Change Various Non-Health Care Benefits for Non-Represented Employees  
(As Revised)

**Attachments:**      [Everything Exhibits 9-16-10.pdf](#)

**Deleted by the Executive Director**

## **Real Estate Development Committee**

### **Authorization**

- 30      [10-1051](#)      Authority to advertise for public tender of bids for a 7-year lease of approximately 3.78 acres of improved District real estate at 4801 S. Harlem Avenue in Forest View, Illinois, and known as Main Channel Parcel No. 37.11. The minimum initial annual rental bid shall be established at \$120,000.00.

**Attachments:**      [09-16-10\\_SPI.pdf](#)

**Approved**

- 31      [10-1052](#)      Issue orders approving an assignment of that certain lease dated March 17, 2007, by and between the District, Lessor, and Chicago Block Company, Inc., Lessee, to Northfield Block Company, assignee, on 9 acres of improved real estate located at 6400 Canal Bank Road in Forest View, Illinois; Main Channel Parcel 37.07. Consideration shall be a \$2,000.00 document preparation fee

**Attachments:**      [09-16-10\\_CBC.pdf](#)

**Approved**

- 32      [10-1071](#)      Authority to amend a 1-year Easement Agreement dated July 16, 2010, between the District and Commonwealth Edison Company to construct, operate, repair, maintain and remove an electrical substation and overhead power lines upon and over District land located within Main Channel Parcel 18.03 and along the east bank of the Chicago Sanitary & Ship Canal south of the 135th Street Bridge in Romeoville, Illinois, to reduce the size of the easement area from 4.2 acres to 1.79 acres and the initial annual fee from \$26,110.00 to \$11,129.00. Consideration shall be a nominal fee of \$10.00

**Attachments:**      [09-16-10\\_ComEd.pdf](#)

**Approved**



**Approval of the Consent Agenda with the exception of Items: 8, 10, 24, 28, 29, and 33**

**A motion was made by Gloria Alitto Majewski, seconded by Cynthia M. Santos, to Approve the Consent Agenda. The motion carried by the following roll call vote:**

**Aye:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

**Absent:** 1 - Debra Shore

**Stormwater Management Committee****Authorization**

- 33      [10-1060](#)      Request for Policy Direction Regarding Continued Pursuance of Possible Dissolution of Calumet Union Drainage District No. 1

**Attachments:**      [10-1022 IEPA Fact Sheets 9.16.10.pdf](#)

**A motion was made by Gloria Alitto Majewski, seconded by Cynthia M. Santos, that this Agenda Item be Deferred. The motion carried by the following roll call vote:**

**Aye:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

**Absent:** 1 - Debra Shore

**Meeting Summary****Speakers**

*Richard Cahan, Author and Publisher of CityFiles Press invited the District to serve as lead sponsor in the exhibit and forthcoming book regarding panoramic photographs of Chicago's history.*

**Summary of Requests**

*Harold Downs*

*Mariyana T. Spyropoulos requested a report on last year's expenditure and investment forecast. (Re: Finance Item #2)*

*Keith Smith*

*Terrence J. O'Brien requested a report on the scope of work and reason for increase. (Re: Procurement #24)*

*Kenneth Kits*

*Mariyana T. Spyropoulos requested a report on change orders. (Re: Engineering #26)*

**Study Session**

*None*

**Announcements**

*None*

**Board Letter Submission Dates**

The next regular board meeting is scheduled for October 7, 2010, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: September 27, 2010.

Date Board letters are due to the Executive Director: 1:00 p.m., September 30, 2010

**Adjournment**

A motion was made by Gloria Alitto Majewski, seconded by Kathleen Therese Meany, that when the Board adjourns it adjourns to meet on Thursday, October 7, 2010, at 10:00 a.m. and that today's meeting be adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

**Aye:** 8 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

**Absent:** 1 - Debra Shore

**APPROVAL:**

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this September 16, 2010, are hereby approved.

**APPROVED:**

/s/ Terrence J. O'Brien

President Board of Commissioners of the  
Metropolitan Water Reclamation District of Greater Chicago

September 16, 2010